

ESTTA Tracking number: **ESTTA759584**

Filing date: **07/20/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	86230383
Applicant	Unistrut International Corporation
Applied for Mark	U
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Submission	Applicants Request for Remand and Amendment
Attachments	Request for Remand.pdf(115217 bytes)
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Signature	/Michael E. Hall/
Date	07/20/2016

[illegible]

The two above-captioned applications were consolidated by Board order on June 15, 2016 following Applicant's motion.

“Good cause [for remand] will generally be found, for example, when the amendment is an attempt to comply with a requirement, such as an amendment to the identification of goods or services in response to a requirement for an acceptable identification . . .” T.B.M.P. § 1205.01. In the present case, the only issue on appeal – in both applications – is the acceptability of two clauses in Applicant’s Class 19 identification of goods. The proposed amendment adopts the Examining Attorney’s

suggested amendments verbatim, and thus should satisfy the Examining Attorney's requirement.

Because this amendment resolves the only outstanding issue, Applicant respectfully submits that good cause exists for this remand, and requests that it be granted.

Date: July 20, 2016

Respectfully submitted,

/Michael E. Hall/

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Proposed Amendment to Applicant's Identification of Goods

Applicant respectfully requests to amend the goods in the two above-captioned applications to the following:

Class 6

Building and framing accessory and installation components all made of metal, namely, nuts, bolts, screws, washers for use as hardware, studs, hinges, springs for use as hardware, spring clips for use as hardware, pipe couplings, pipe clamps, pipe rollers for use as hardware, pipe hangers, fender hooks for use as hardware, conveyor and trolley rollers for use as hardware, clamps, brackets for use as hardware, tubing clips, and conduit and pipe risers; strut-type structural building and framing products, namely, rolled and extruded continuous slot metal channels; sectional metallic building units and couplings, fittings, and connections therefor, adapted to serve as framing and supporting members for temporary and permanent construction of buildings and other structures; metal electrical and electronic installation products and accessory components, namely, cable trays and supports, conduits, bus duct and bus bar supports, cable saddles and supports, bus bar clamps, bus duct connectors, and wiring stud nuts

Class 9

Electrical and electronic installation products and accessory components, namely, raceways, switch plates, outlets and outlet plates, conduit connection fittings and connectors, outlet box connection fittings, fibre wire retainers in the nature of reels for electrical wire, relay racks for mounting electrical equipment; electricity distribution console assemblies primarily comprised of electricity distribution consoles and also including adjustable framing members adapted to installation of electronic equipment facing members; electrical substation assemblies primarily comprised of electrical power stations and also including adjustable framing members, brackets, and fittings adapted for mounting of electrical insulators

Class 11

Electrical and electronic installation products and accessory components, namely, fittings for fluorescent lighting fixtures

Class 17

Building and framing accessory and installation components, namely, rubber washers

Class 19

Non-metal structural building and framing products sold as a system, primarily comprised of non-metal brackets for building, non-metal **coupling ends for rigid tubing** ~~ends for tubing members~~, non-metal closure strips ~~for channel members~~ **being parts for covering open sides of framing channel bars**, non-metal ducts, and non-metal door jambs; non-metal building and framing accessory components, namely, pipe couplings and brackets for building, and riser supports for non-insulated conduit and pipe

Class 20

Non-metal building and framing components, namely, nuts, bolts, screws, hinges, springs for use as hardware, spring clips for use as hardware, pipe clamps, pipe rollers for use as hardware, pipe hangers, fender hooks for use as hardware, conveyor and trolley pulley rollers for use as hardware, clamps, and tubing clips

Respectfully submitted,

Date: July 20, 2016

/Michael E. Hall/

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